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8 Thurlow Terrace
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Martin A. Mooney, Esq. (MM 8333)

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In Re:

BALDASSARRE PINTI
aka BUDDY PINTI,

Case No. 06-35230-CGM
(Chapter 13)

Debtor.

**APPELLANT FORD MOTOR CREDIT COMPANY'S DESIGNATION OF RECORD ON
APPEAL AND STATEMENT OF ISSUES PURSUANT TO RULE 8006**

A. DESIGNATION OF RECORD

Appellant, Ford Motor Credit Company, designates the following for inclusion in the Record
on Appeal:

<u>Docket No.</u>	<u>Description</u>
52	Amended Proof of Claim of Ford Motor Credit Company filed January 3, 2007
51	Proof of Claim of Ford Motor Credit Company filed April 6, 2006
50	Notice of Appeal to District Court
47	Order Denying Motion to Allow Objection to Confirmation signed on March 15, 2007
46	Motion to Allow Order Denying Objection to

Confirmation

- 45 Written Opinion signed on March 13, 2007 re:
Objection to Confirmation
- 42 Memorandum of Law in Support of the Debtor's
Opposition to the Objection to Confirmation filed
By Ford Motor Credit Complaint
- 41 Opposition to Objection to Plan filed by Andrea B.
Malin
- 40 Memorandum of Law (Supplemental) filed on behalf
of Ford Motor Credit Company
- 38 Memorandum of Law of Ford Motor Credit Company
in Support of Objection to Confirmation of Debtor's
Amended Chapter 13 Plan
- 37 Objection to Confirmation of Amended Plan re: 2004
F-250
- 36 First Amended Plan
- 28 Response to Motion Objecting to Claim No. 1 on
behalf of Ford Motor Credit Company
- 27 Motion to Expunge Claims No.1 filed by Ford Motor
Credit Company
- 21 Order signed on August 17, 2006 Granting Motion for
Relief from Stay
- 17 Motion for Relief from Stay and Notice of
Presentment re: 2004 Ford F250

B. STATEMENT OF ISSUES PRESENTED

1. Did the Court below err in determining that Debtor may surrender his financed vehicle to Ford Motor Credit Company in full satisfaction of Ford Motor Credit Company's claim and thus deny Ford Motor Credit Company an allowed unsecured claim for the deficiency resulting from disposition of the vehicle?

DATED: March 29, 2007
Albany, New York

Respectfully submitted,

/s/ Martin A. Mooney
Martin A. Mooney, Esq. (mm 8333)
DEILY, MOONEY & GLASTETTER, LLP
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TO: U.S. Bankruptcy Court
176 Church Street
Poughkeepsie, NY 12601

Andrea B. Malin, Esq.
Attorney for Debtor
1136 Route 9
Wappingers Falls, NY 12590

Jeffrey L. Sapir, Esq. (Trustee)
399 Knollwood Road, Suite 102
White Plains, NY 10603

Office of the U.S. Trustee
74 Chapel Street
Albany, NY 12207

Baldassarre Pinti aka Buddy Pinti (Debtor)
359 Reservoir Road
Middletown, NY 10940

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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In Re:

BALDASSARRE PINTI
aka BUDDY PINTI,

Debtor.

AFFIDAVIT OF MAILING

Case No. 06-35230-CGM
(Chapter 13)

STATE OF NEW YORK)
COUNTY OF ALBANY)

LYNN A. MANKE, being duly sworn, deposes and says:

I am a Bankruptcy Specialist with the law office of Deily, Mooney & Glastetter, LLP, attorneys for Ford Motor Credit Company, am over 18 years of age and am not a party to this action.

On the 29th day of March, 2007, I served a copy of the **Notice of Electronic Filing** generated by the filing of Appellant's Designation of Record on Appeal and Statement of Issues Pursuant to Rule 8006, upon the following parties who have either requested service by electronic means or are deemed to have requested same, in accordance with FRBP 9036, as hereinafter set forth:

Andrea B. Malin, Esq.
Attorney for Debtor
Genova & Malin
1136 Route 9
Wappingers Falls, NY 12590

Jeffrey L. Sapir, Esq. (Trustee)
399 Knollwood Road, Suite 102
White Plains, NY 10603

and upon the following parties whose name(s) are hereinafter set forth by depositing a true and correct copy of the Notice of Appeal properly enclosed in post-paid wrapper in the Official depository maintained and exclusively controlled by the United States Post Office, which copy is directed to said parties at the addresses set after their respective names, that being the address within the state designated by them for that purpose, to wit:

Baldassarre Pinti aka Buddy Pinti (Debtor)
359 Reservoir Road
Middletown, NY 10940

Office of the U.S. Trustee

74 Chapel Street
Albany, NY 12207

/s/ Lynn A. Manke
Lynn A. Manke

Sworn to before me this 29th
day of March, 2007.

/s/ Martin A. Mooney
Notary Public, State of New York
MARTIN A. MOONEY
Notary Public, State of New York
No. 02MO4962291
Qualified in Schenectady Co.
Commission Expires February 12, 2010

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